IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.2924 OF 2006

Govindji R. Tiwari
Chief Promoter of
Omkareshwar Co-op.Hsg.Society
(Proposed) .. Petitioners

Vs.

The State of Maharashtra & Ors. .. Respondents

Mr.S.U.Kamdar i/b Mr.S.G.Surana for the petitioners

Mr.Milind More, A.G.P. for respondent nos.1 and 2

Mr.G.D.Utangale for respondent no.3

Mr.A.Y,Sakhare, Sr.Advocate with Ms.Shobha Ajeet Kumar for respondent nos.4 and 5

Mr.R.R.Mishra for respondent no.6 and 7

Mr.Vijay Pande i/b Mr.Abdul Ajib and Mr.A.H.Khan for respondent no.9

Mr.Govindji Tiwari, Chief Promoter of Petitioners present

Mr.Prakash Gadigar and Mr.Kiran Mahadik, partner of respondent nos.8

CORAM : J.N.PATEL &
A.A.SAYED, JJ.

DATED : 7TH AUGUST, 2007

P.C.:

1. The parties have tendered the Consent Terms dt. 23.07.07 signed by them and their advocates. The same is taken on record and marked 'X' for identification. There shall be an order in terms of Consent Terms. Petition disposed of accordingly. No order as to costs.

2. In so far as respondent nos.4 statutory body and the state are concerned, they are not bound by the terms recorded in the Consent Terms if they are contrary to express provisions of the enactments i.e. statute and rules which govern the Slum Rehabilitation Authority.

(J.N. PATEL, J)

(A.A. SAYED, J)